## IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

	Interna	tional Application No.	:	PCT/EP2004/014389					
	Interna	tional Filing Date	:	December 17, 2004					
	Priority	v Date(s) Claimed	:	January 27, 2004					
	Applic	ant(s) (DO/EO/US)	:	Matthias KOCH et al.					
	Title:	USE OF STATISTICAL CO	POLYMERS						
	INFO	RMATION DISCLOSURE	STATEMEN	T UNDER 37 CFR §§ 1.56, 1.97 and 1.98					
Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450									
Sir:									
This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:									
	Timing and Fees								
	$\boxtimes$	Under 37 C.F.R. $\S$ 1.97(b), no fee or statement is required for filing this information disclosure statement is filed:							
		within three months of the filing date of a national application other than a CP. under § 1.53(d);							

Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods specified in 37 C.F.R. § 1.97(b), but before the mailing date of:

within three months of the actual filing date of the national phase of a PCT

before the mailing of a first substantive office action (including after filing of an

a final rejection under 37 C.F.R. 1.113;

 $\boxtimes$ 

application; OR

RCE).

termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR

a notice of allowance under 37 C.F.R. § 1.311; and

		is accompanied by:				
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR			
			a check covering the fee of \$180.00 under 37 C.F.R. § $1.17(p)$ .			
	Under date of	37 C.F. the fol	R. $\S$ 1.97(d), this information disclosure statement is filed after the mailing lowing actions which have not been withdrawn:			
		a final	action under 37 C.F.R. § 1.113;			
		termin	ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);			
		OR a r	notice of allowance under 37 C.F.R. § 1.311;			
	AND i	s filed	on or before payment of the issue fee; AND is accompanied by:			
		the sta \$180.0	tement as specified in 37 C.F.R. $\S$ 1.97(e) as set forth below, and the fee of 0 under 37 C.F.R. $\S$ 1.17(p).			
Statem	ients Ui	nder 37	C.F.R. 1.97(e)			
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or			
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.			
Cited	Materia	<u>ls</u>				
		Copies of materials listed but not attached were cited in benefit (35 U.S.C. § 120) ancestor application Serial No, on Form 892 by the Examiner and/or Form 1449 by the applicant; see 37 C.F.R. § 1.98(d).				
	$\boxtimes$	Copies of materials listed but not attached were cited in an international report dated March 22, 2005.				
		Not re	quired by 37 CFR § 1.98.			
		Copies of the materials listed are attached (except for the foregoing).				

Non-Eng	lish Language References
	An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).
۵	A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:
	X = document of particular relevance when it is taken alone Y = document of particular relevance when it is combined with another such document
	A = document defining the general state of the art O = non-written disclosure
	P = intercalated document
	T = document cited to understand the theory or principle underlying the invention
	E = patent document which has the benefit of a date earlier, than the filing date and which was published only on or after this filing date
	D = cited in the application
	L = cited for another reason .
	& = publication of member of same patent family
	Translation of other relevant information on foreign search report
	In the search report, "Seite" means page, "Seiten" means pages, "Verbindungen der Forme!" means Figure of formula, "Beispele" means examples, and "das ganze Dokument" means the entire document, "Spalte" means column, "Zeile" means line, "Abbildungen" means claims, "Anspruch" means example, "Zusammenfassung" means summary, and "Tabelle" means table, and "Tabellen" means tables "in der Anmeldung erwaehnt" means cited in the application, "Schema" means scheme, "und" means and, "Absatz" means break, "Abildung" means figure.
Other In	formation
Dosmant	of Fees Due (If Any):
☐ A	a check for \$ covering the fee identified above is attached.
□ P	lease charge to Deposit Account No. 13-3402 \$ for the fee identified above.

## 10/587304

## IAP6 Rac'd PCT/PTO 26 JUL 2006

The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969 Attorney for Applicants

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Attorney Docket No.: MERCK-3214

Date: July 26, 2006

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PTO/SB/08A (08-00)

PTU/SB/08.4 (08-00)
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Substitute	Substitute for form 1449A/PTO			Complete if Known 7 7 0		
				Application Number	Unassigned 20/5U4	
INFO	RMATION	DIS	CLOSURE	Fiting Date	July 26, 2006	
STAT	EMENT B	Y A	PPLICANT	First Nemed Inventor	Matthias KOCH et al.	
				Group Art Unit	Unassigned	
(use as many sheets as necessary)				Examiner Name	Unassigned	
Sheet	1	of	1	Attomey Docket Number	MERCK-3214	

U.S. PATENT DOCUMENTS							
Examiner Initials * Cite No.*		U.S. Patent Docum	Mind Code <sup>2</sup> (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document  MM-DD-YYYY		
/S.S./	A1	4,128,636			05-12-1978		
/S.S./	A2	2004/024159			02-05-2004		
/S.S./	A3	6,822,039			11-23-2004		
/S.S./	A4	6,750,298			06-15-2004		
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Foreign Petent Document			nent		Deteof Publication of	Pages, Columns, Lines, Where Relevant		
Examinor Initials*	Cite No.1	Office <sup>3</sup>	Number*	Kind Code* (if known)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	T <sup>4</sup>
/S.S./	B1	FR	2345144		Henkel Und Co GmbH	10-21-1977		A1
/S.S./	B2	wo	01/55059		Clariant GmbH	08-02-2001		A2
/S.S./	В3	wo	00/31154		Sofitech N.V.	06-02-2000		A3
/S.S./	B4	FR	2774096		Virsol	07-30-1999		A4
/S.S./	B5	DE	1817309		Farbwerke Hoechst	07-02-1970		no

Examiner Signature	/Satya Sastri/	Date Considered	02/18/2009

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique clasion designation number. <sup>2</sup> See attached kinds of U.S. Petent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>2</sup> For Japanese pattent documents, the indication of the year of the Emperor must procede the serial number of the partent document. <sup>3</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 plassifier. <sup>3</sup> Applicant its to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.

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